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IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

AMY MAXWELL, individually and on  
behalf of all others similarly situated,

Plaintiff,

v.

UNILEVER UNITED STATES, INC.,  
PEPSICO, INC., AND PEPSI LIPTON  
TEA PARTNERSHIP,

Defendants.

Case No. CV-12-01736-EJD

**[PROPOSED] ORDER GRANTING  
PLAINTIFF'S MOTION FOR ENTRY OF  
FINAL JUDGMENT ON ALL CLAIMS  
AGAINST DEFENDANT PEPSICO, INC.  
PURSUANT TO FEDERAL RULE OF  
CIVIL PROCEDURE 54(b)**

Judge: Hon. Edward J. Davila

1           **THIS CAUSE** came on to be heard upon the motion of Plaintiff pursuant to Federal Rule of  
2 Civil Procedure 54(b) for entry of a final judgment of dismissal in favor of Defendant Pepsico, Inc.

3           Upon consideration of Plaintiff's motion and supporting memorandum, the response of  
4 Defendant Pepsico, the arguments of counsel, and the entire record of this case, it appears to the Court  
5 that Plaintiff's motion for entry of final judgment of dismissal in favor of Defendant Pepsico, Inc. is  
6 well-taken and should be granted.  
7

8           **IT IS, THEREFORE, HEREBY ORDERED AND ADJUDGED,** that Plaintiff's motion  
9 is **GRANTED** and the Court shall enter a judgment of final dismissal in favor of Defendant Pepsico,  
10 Inc.

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12           This the \_\_\_\_\_ day of \_\_\_\_\_, 2018.

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14           \_\_\_\_\_  
15 Honorable Edward J. Davila  
16 United States District Court Judge  
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